

ORIGINAL

DOCKET FILE COPY ORIGINAL

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20554

RECEIVED - FCC

AUG 26 2004

Federal Communication Commission
Bureau / Office

In re Amendment of Section 73.202 (b),) MMB Docket No. 04-252
Table of Allotments,) RM-10862
FM Broadcast Stations)
(Parker, Arizona).)

RECEIVED

AUG 30 2004

Federal Communications Commission
Office of the Secretary

To: Assistant Chief, Audio Division

COMMENTS

Farmworker Educational Radio Network, Inc. ("FERNI"), licensee of radio station KRIT (FM), Parker, Arizona, hereby comments on the Commission's Notice of Proposed Rule Making, DA 04-2068, released July 9, 2004 ("Notice"), proposing to substitute Channel 252B1 for Channel 230C3 at Parker. FERNI, the initial proponent of such a substitution, supports Commission's proposal for the reasons set forth in FERNI's previous submissions in this proceeding, which are here incorporated by reference. FERNI's intention continues to be to apply for Channel 252B1 if allocated and, if its application is granted, promptly to construct and operate modified KRIT facilities on that channel.

No. of Copies rec'd 014
List ABCDE

Accordingly, it is respectfully requested that Commission staff act expeditiously to adopt the proposal set forth in the Notice. Because, as correctly observed in Paragraph 3 of the Notice, "230C3 and 252B1 are equivalent class channels" and thus "accept[ance of] competing expressions of interest" is foreclosed, no other party would be adversely affected if the proposed channel substitution at Parker were adopted, and the proposal if implemented would yield a more efficient use of the spectrum.

Respectfully submitted,

FARMWORKER EDUCATIONAL
RADIO NETWORK, INC.

By: Anne Thomas Paxson
George R. Borsari, Jr.
Anne Thomas Paxson

Its Attorneys

BORSARI & PAXSON
4000 Albemarle St., N.W.
Suite 100
Washington, DC 20016
(202) 296-4800

August 26, 2004